

JAMES H. TULLY JR., PRESIDENT  
THOMAS H. LYNCH  
FRANCIS R. KOENIG

JOHN J. SOLLECITO  
DIRECTOR

Telephone: (518) 457-1723

February 20, 1981

Johnsburg Construction Co., Inc.  
3180 Route 98  
Varysburg, NY 14167

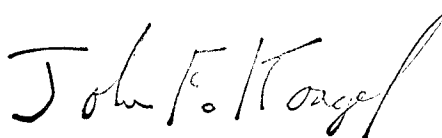
Gentlemen:

Please take notice of the Default Order of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to Section(s) 1090(a) of the Tax Law, any proceeding in court to review this decision must be commenced within 4 months from the date of this notice.

Inquiries concerning the computation of tax due or refund allowed in accordance with this decision may be addressed to the Deputy Commissioner and Counsel to the New York State Department of Taxation and Finance, Albany, New York 12227. Said inquiries will be referred to the proper authority for reply.

Very truly yours,



cc: Petitioner's Representative

Taxing Bureau's Representative

STATE OF NEW YORK  
STATE TAX COMMISSION

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In the Matter of the Petition :  
of :  
Johnsburg Construction Co., Inc. : DEFAULT ORDER  
: 81-C-4  
for Redetermination of Deficiency or for Refund of :  
Corporation Franchise Tax under Article 9A :  
of the Tax Law for the F/Y/E 2/28/74. :

Petitioner(s) Johnsburg Construction Co., Inc. filed a petition for redetermination of deficiency or for refund of Corporation Franchise Tax under Article 9A of the Tax Law for the F/Y/E 2/28/74. File No. 30498.

A pre-hearing conference on the petition was scheduled before Earl Womer, at the offices of the State Tax Commission, 65 Court St., Part VI, Buffalo, New York 14202 on Monday, December 15, 1980 at 3:15 p.m. Notice of said pre-hearing conference was given to petitioner(s). Petitioner(s) did not appear at the pre-hearing conference. A default has been duly noted.

Now on motion of the attorney for the Department of Taxation and Finance, it is

ORDERED that the petition of Johnsburg Construction Co., Inc. be and the same is hereby denied.

DEFAULT ORDER  
ADOPTED BY THE STATE TAX COMMISSION  
ALBANY, NEW YORK  
FEBRUARY 20, 1981